GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare Department –Land Acquisition for House Sites–Krishna District – Nemali Village Gampalagudem Mandal - Land Acquired to an ext of Ac.7.09 cts in Sy.No.112/2B etc., for provision of house sites to the weaker section people – Sanction of Rs.1,59,599/- towards decretal charges in E.P No.53/2000 in LAOP No.155/86 – Orders - Issued.

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SOCIAL WELFARE (BUDGET&LA) DEPARTMENT

G.O.RT.No. 261 Dated: 21-06-2017

Read the following

1. From the Dist Lr.No.REV-SWLA0swhs(DC)/4/2015-SA-(G4)-KCO, Rc.No. G4/793/2001, dt 06.11.2016.
2. From the DSW, A.P., Lr.No.G2/2756/2016, dated 06.11.2016.
3. From the Spl CS & CCLA, A.P., Lr.No.LA.1(1)/560/2016, dt 18.01.2017.

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O R D E R:

As reported by the Director of Social Welfare, A.P.,/District Collector, Krishna, the Spl CS & Chief Commissioner of Land Administration, A.P., has stated that the LAO/MRO, Gampalagudem, has acquired land to an ext of Ac.7.09 cts in Sy.No.112/2B etc., in Nemali Village Gampalagudem Mandal for provision of house sites to the B.Cs & E.B.Cs vide Award No.1/85-86, dt 20.03.1986 duly fixing the market value @ Rs.10,000/- per acre besides with all other benefits i.e., Solatium @30% and A.M.V @12% per annum and Tree of Rs.100/- for Neem Trees. Dissatisfied with the market value fixed by the L.A.O, one Sri Suggala Narasimha Rao, claimant for Ac.7.09 cts and one of the land holders, has filed a petition for enhancement of market value u/s 18(1) of LA Act 1894. On a reference, the Hon'ble Sr. Civil Judge at Nuzvid in O.P No.155/86, dt 27.04.2000 has enhanced the market value from Rs.10,000/- per acre to Rs.15,000/- per acre along with other benefits and Rs.50/- towards value of Palmyrah tree which was existing in the land but not covered in the Award. The LAO/MRO, Gampalagudem has filed an appeal in the Hon'ble High Court of A.P., against the order of the Reference Court. But the Hon'ble High Court in AS No.3748/2003, dt 10.03.2014 dismissed the Appeal filed by the LAO and confirmed the market value fixed by the reference Court. The Government Pleader for Appeals, Hon'ble High Court, A.P., in his Lr. dated 13.10.2016, has opined that order of the Hon'ble High Court in dismissing the Appeal filed by the LAO cannot be assailed in Supreme Court since the enhancement is less than 50% and that the LAO has no other opinion except to implement the orders passed by the reference Court. Thereafter the District Collector, Krishna, has submitted the final decretal charge proposals for an amount of Rs.1,59,599/- to be paid in E.P No.53/2000 in LAOP No.155/86 for the lands acquired to an ext of Ac.7.09 cts in Sy.No.112/2B etc., in Nemali Village Gampalagudem Mandal of Krishna District, for provision of house sites to the B.Cs & E.B.Cs.

2. After verification and scrutiny of the proposals submitted by the Director of Social Welfare, A.P.,/District Collector, Krishna, the Spl CS & Chief Commissioner of Land Administration,, A.P., has sent comparative calculation sheet for an amount of Rs.1,59,599/-towards payment of decretal charges in E.P No.53/2000 in LAOP No.155/86 for the lands acquired to an ext of Ac.7.09 cts in Sy.No.112/2B etc., in Nemali Village Gampalagudem Mandal of Krishna District, for provision of house sites to the B.Cs & E.B.Cs.

3. Government, after careful examination of the above proposal, hereby accord permission to the Director of Social Welfare, A.P., for release an amount of 1,59,599/- (Rupees one lakh fifty nine thousand five hundred and ninety nine only) to the District Collector, Krishna towards payment of decretal charges in E.P No.53/2000 in LAOP No.155/86 for the lands acquired to an ext of Ac.7.09 cts in Sy.No.112/2B etc., in Nemali Village Gampalagudem Mandal of Krishna District, for provision of house sites to the B.Cs & E.B.Cs.

4. The expenditure sanctioned in para (3) above shall be met within the B.E.2017-18 and debited to the following Head of Account**:**

"2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid".

5. The Director of Social Welfare, A.P., is directed to issue necessary Proceedings to the District Collector, Krishna Dist to comply with the Court orders in E.P No.53/2000 in LAOP No.155/86.

6. The District Collector, Krishna Dist shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. These orders issues with the concurrence of Finance (FMU-Welfare.I) Department, vide their U.O No39027/69/2017-FMU-Welfare.I, dated 09.5.2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.S. RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Spl CS & Chief Commissioner of Land
Administration, A.P., Vijayawada
The Director of Social Welfare, A.P., Amaravathi,
The District Collector, Krishna
Copy to:
The Director of Treasury & Accounts, A.P., Vijayawada,
The Accountant General, A.P., Hyderabad,
The Deputy Director of Treasury & Accounts, Krishna.
Finance (FMU.Welfare-I) Department
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER